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June 24, 2014

**Via ECF Filing and Facsimile: 212.805.6737**

Honorable George B. Daniels, U.S.D.J.  
United States District Court  
Southern District of New York  
United States Courthouse  
500 Pearl Street  
New York, New York 10007

**Re: United States Fidelity and Guaranty Company v. Robert A. Perro and  
Howard S. Krant  
Civil Action No.: 14-cv-2855**

Dear Judge Daniels:

We represent the Plaintiff, United States Fidelity and Guaranty Company, in connection with the referenced matter. In anticipation of the Initial Pre-Trial Conference scheduled for July 2, 2014, and in accordance with Your Honor's May 4, 2014 Initial Pre-Trial Conference Order, we respectfully enclose a proposed Civil Case Management Plan and Scheduling Order executed by all parties.

Respectfully submitted,

McElroy, Deutsch, Mulvaney & Carpenter, LLP

  
Greg Trif

Enclosure

cc: Daniel G. Gurfein, Esq.  
Michael H. Friedman, Esq.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES FIDELITY AND  
GUARANTY COMPANY,

Plaintiff,

vs.

ROBERT A. PERRO and HOWARD S. KRANT,

Defendants.

Civil Action No.:14-cv-2855 (GBD)

**CIVIL CASE MANAGEMENT PLAN  
AND SCHEDULING ORDER**

After consultation with counsel for the parties, the following Case Management Plan is adopted. This plan is also a scheduling order pursuant to Rules 16 and 26(f) of the Federal Rules of Civil Procedure.

1. No **Additional parties** may be joined after **August 5, 2014**.
2. No amendment to the pleadings will be permitted after **August 5, 2014**.
3. Except for good cause shown, all **discovery** shall be commenced in time to be completed by **October 7, 2014**. The court expects discovery to be completed within 90 days of the first scheduling conference unless, after the expiration of that 90 days period, all counsel stipulate that additional time (not to exceed 60 more days) is needed to complete discovery. In such event, discovery may be extended by the parties on consent, without application to the Court, provided the parties are certain they can still meet the discovery completion date ordered by the Court. The discovery completion date shall not be adjourned except upon a showing of extraordinary circumstances.
4. **Dispositive motions** are to be served by **November 4, 2014**. Answering papers are to be served within 14 days. Reply papers are to be served within seven (7) days. In the event a dispositive motion is made, the date for submitting the Joint Pretrial Order shall be changed from that shown herein to three (3) weeks from the decision on the motion. The final pretrial conference shall be adjourned to a date four (4) weeks from the decision on the motion.
5. A final **pretrial conference** will be held on **November 12, 2014 at 9:30 a.m.**
6. The **Joint Pretrial Order** shall be filed no later than **December 2, 2014**. The requirements for the pretrial order and other pretrial submissions shall be governed by the Court's Individual Rules of Practice.

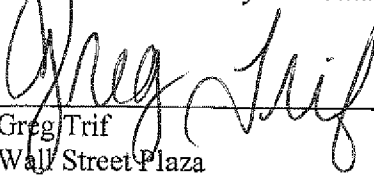
7. All motions and applications shall be governed by the Court's Individual Rules of Practice.
8. The parties shall be **ready for trial** within 48 hours, notice on or after **January, 2015**. The estimated trial time is two (2) days, and this is a jury trial.
9. The next Case Management Conference will be held on **September 2, 2014 at 9:30 a.m.**

SO ORDERED:

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George B. Daniels  
United States District Judge

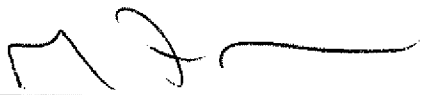
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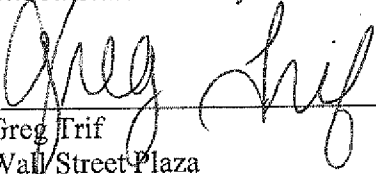
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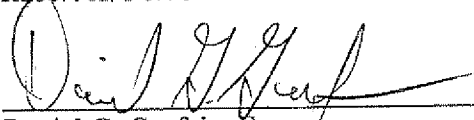
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George B. Daniels  
United States District Judge

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